

REFERENCE TITLE: vicious animal assault; classification

State of Arizona
House of Representatives
Forty-ninth Legislature
First Regular Session
2009

HB 2431

Introduced by
Representatives Montenegro, Antenori, Gowan: Driggs

AN ACT

AMENDING SECTION 13-1208, ARIZONA REVISED STATUTES; RELATING TO ASSAULT.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 13-1208, Arizona Revised Statutes, is amended to
3 read:

4 13-1208. Vicious animal assault; notice; exception;
5 classification

6 A. A PERSON WHO INTENTIONALLY OR KNOWINGLY CAUSES ANY DOG TO BITE OR
7 INFLECT SERIOUS PHYSICAL INJURY ON A HUMAN BEING OR OTHERWISE CAUSE SERIOUS
8 INJURY TO A HUMAN BEING IS GUILTY OF A CLASS 3 FELONY.

9 ~~A.~~ B. A person who owns a dog that the owner knows or has reason to
10 know has a propensity to attack, to cause injury or to otherwise endanger the
11 safety of human beings without provocation or that has been found to be a
12 vicious animal by a court of competent jurisdiction and that bites, inflicts
13 physical injury on or attacks a human being while at large is guilty of a
14 class ~~1-misdemeanor~~ 5 FELONY.

15 ~~B.~~ C. A person who owns a dog that the owner knows or has reason to
16 know has a propensity to attack, to cause injury or to otherwise endanger the
17 safety of human beings without provocation or that has been found to be a
18 vicious animal BY A COURT OF COMPETENT JURISDICTION and who keeps the dog or
19 vicious animal in an enclosed area or yard outside of a residence or
20 structure on the property ~~shall~~ AND WHO FAILS TO post a CONSPICUOUS notice
21 indicating the presence of the dog or vicious animal IS GUILTY OF A CLASS 1
22 MISDEMEANOR.

23 ~~C.~~ D. This section does not apply to dogs that are owned or used by a
24 law enforcement agency and that are used in the performance of police work.